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Proclamation.

Helena, M. T. June 25th, 1867.

Whereas, Gen. Thomas Francis Meagher, Acting Governor of the Territory of Montana, did on the 15th inst. issue his proclamation redistricting said Territory according to an act of Congress approved March 2nd. 1867, and subsequently made certain modifications "concerning the districting and apportioning the representation thereof;"

Now, Therefore, I Green Clay Smith, Governor of the Territory of Montana, by virtue of the authority vested in me by said, do hereby District and apportion the Representation in the several Districts in said Territory as follows:

Council Districts.

1st. The Counties of Madison and Beaver Head shall constitute the first Council District.

2nd. The Counties of Deer Lodge and Missoula shall constitute the Second District.

3d " The Counties of Edgerton and Jefferson shall constitute the Third District.

4th " The counties of Gallatin, Bighorn and Choteau shall constitute the Fourth District.

The First District shall be entitled to two members of the Council.

The Second District shall be entitled to two members of the Council.

The Third District shall be entitled to two members of the Council.

The Fourth District shall be entitled to one member of the Council.

Representative Districts.

1st. Madison County shall constitute the First Representative District.

2nd. Deer Lodge County shall constitute the Second Representative District.

3d Beaver Head and Missoula Counties shall constitute the Third Representative District.

4th " The County of Jefferson shall constitute the Fourth Representative District.

5th " The Counties of Gallatin and Big Horn shall constitute the 5th Representative District.

6th " Edgerton County shall constitute the Sixth Representative District.

7th " The County of Choteau shall constitute the Seventh Representative District.

The First Representative District shall be entitled to two members in the House of Representatives.
The Second Representative District shall be entitled to two members in the House of Representatives.
The Third Representative District shall be entitled to one member in the House of Representatives.
The Fourth Representative District shall be entitled to one member in the House of Representatives.
The Fifth Representative District shall be entitled to two members in the House of Representatives.
The Sixth Representative District shall be entitled to four members in the House of Representatives.
The Seventh Representative District shall be entitled to one member of the House of Representatives.

In testimony whereof, I have hereunto set my hand and signature and the seal of the Territory of Montana.

Seal.

Green Clay Smith,
Governor of the Territory of Montana.

Proclamation

Helena, M. T. July 8th 1867.

Whereas, It has pleased Almighty God to take from us by accident our esteemed friend & Secretary (late acting Governor) Thomas Francis Meagher, who was drowned at Fort Benton on the night of the 1st inst, by falling from the steamer G.A. Thompson,

Now therefore, I, Green Clay Smith, Governor of the Territory of Montana, do direct that the headquarters & the military which were established under his direction and authority in the various districts of the Territory, be draped in mourning for thirty days.

I further request that the offices of the Federal officers of the Territory, be likewise draped in mourning for the same length of time.

It is but due to the memory of our deceased friend and fellow-officer, that we should hold him in fond remembrance.

He was a man of high moral qualities, great urbanity, a high order of intellect, a brave soldier, a true gentleman, and an honor to his Territory and Government.

This sad bereavement will be felt by every one who had the pleasure of his acquaintance throughout the Territory and the Nation.

In testimony whereof, I have hereunto set my hand and signature, and the great seal of the Territory, the day and the year above written, and of the Independence of the United States of America, the Ninety-First.

Seal.

Green Clay Smith
Governor of Montana Territory.

Proclamation, Helena, Montana Territory, July 5th 1867.

Information having been received by me that the body of General Thomas Francis Meagher has not been recovered from the Missouri River, and it being desirable that the same should be done in order to proper and christian burial. Now, therefore, I, Green Clay Smith Governor of Montana, do offer a reward of one thousand dollars, for the recovery of the said body, and its safe delivery at Fort Benton, St. Louis, or either of the Military Posts on the Missouri river, where it can be procured by friends.

In testimony whereof, I have hereunto set my hand, and the great seal of the Territory, this, the day and date above written, and the Independence of the United States, the ninety first.

Seal.

Green Clay Smith, Governor.

Proclamation.

Virginia City, M. T. Sept. 17th 1867.

Whereas information has from time to time reached me relative to illicit traffic on the part of divers persons, with the various tribes of Indians within this jurisdiction, and that said unlawful trading has created disaffection amongst the Indians, and murders and thefts are constantly occuring, and whereas it devolves upon the Executive of the Territory to see that the laws are faithfully executed, and as superintendant of Indian affairs, to control the agencies, and all others in trafficing with Indians.

Now therefore I, Green Clay Smith, Governor of the Territory of Montana, and Ex officio Superintendant of Indian affairs, by the authority vested in me by law, do most solemnly forbid all trade or traffic of any discription, and fund whatsoever, with any tribe or tribes of Indians within this Territory, and I direct the agents of the United-States, or their deputies to arrest or cause to be arrested, and to lodge in prison, any and all persons who shall be caught violating the laws of the United-States, this Territory, or this Proclamation, or any instructions from this Office.

It is not however intended that those having license from the proper departments of the United States, to trade with Indians in this Territory, shall be included in the foregoing prohibition, but it is distinctly understood that the person or persons alone having such license shall trade, and no license can be sold, transferred, or otherwise disposed of to any one whomsoever for trading purposes, without incurring the full penalty of the law as in illegal trading.

In testimony whereof, I have set my hand, and caused the seal of said Territory to be affixed.

Done at Virginia City this 18th day of Sept. A. D. 1867, and of the Independence of the United-States of America, the Ninety second.

Seal.

Green Clay Smith
Governor of the Territory of Montana.

J. Tufts Secretary.

Proclamation.

Virginia City, M. T. Sept. 24th 1867.

Whereas: a petition signed by numerous citizens, has been presented to me asking for the pardon of one Wm. Glass, now confined in the common jail of Madison County, for a fine imposed by the District Court for the 1st. Judicial District of Montana Territory, and

Whereas: it being shown that Executive clemency may be extended to the said Glass without detriment to the community,

Now therefore, I Green Lelay Smith, Governor of Montana Territory, by the authority vested in me, do order the immediate release of the said William Glass, from the jail aforesaid, and the remission of the fine imposed by the said District Court.

In testimony whereof I have hereunto set my hand, and caused the Seal of the Territory to be affixed.

Seal.

Done at the City of Virginia, this 24th day of September A. D. 1867.

Green Lelay Smith
Governor of the Territory of Montana.

Proclamation.

Virginia City, M. T. Sept. 24th 1867.

Whereas, A petition & citizens had been presented to me asking for the pardon and release of one John T. McGrath, now confined in the common jail of the County of Madison, Territory of Montana, under a sentence of the Court of the 1st. Judicial District of said Territory: and

Whereas, it appears that Executive clemency may properly be extended to the said John T. McGrath.

Now, therefore, I, Green Clay Smith, Governor of the Territory of Montana, do hereby order the immediate release of the said John T. McGrath, from confinement, and the remission of the fine imposed by the said District Court.

In testimony whereof I have hereunto set my hand, and caused the seal of the Territory to be affixed.

Done at Virginia City, M. T. this 24th day of September, 1867.

Seal.

Green Clay Smith
Governor of Montana Territory.

James Tufts, Secretary.

Proclamation.

Virginia City, M. T. Oct. 4th 1867.

I Green Clay Smith, Governor of the Territory of Montana do by these Presents certify that at a General election held in said Territory on the Second day of September A.D. 1867. James M. Cavanaugh, received the highest number of all the votes cast for Delegate to the Fortieth Congress of the United States, and I do therefore declare him elected to said office.

In testimony whereof I have hereunto set my hand, and caused the seal of said Territory to be affixed.

Done at Virginia City, this the Fourth day of October, A.D. 1867, and of the Independence of the United States of America the Ninety Second.

Seal.

Green Clay Smith
Governor of the Territory of Montana.

James Tufts, Secretary.

Proclamation.

Virginia City, M. T. Oct. 14th 1867.

Whereas, By an act of Congress approved March 2nd. 1867, amendatory of an act to provide for a temporary government for the Territory of Montana, approved May 26th 1864. by the 5th section thereof it is enacted "That for the purpose of reviving the legislative functions of the Territory of Montana, which have been adjudged thereof to have lapsed, the Governor of said Territory be, and he is hereby authorized on or before the 1st. day of July, eighteen hundred and sixty-seven, to divide said Territory into legislative districts for the election of members of the Council and House of Representatives, and to apportion among said districts the number of members of the Legislative assembly provided for in the Organic Act of said Territory".

And in pursuance of said law, I, Green Clay Smith, Governor of the Territory of Montana, did issue the following proclamation, to-wit:

Whereas, General Thomas Francis Meagher, Acting-Governor of the Territory of Montana, did on the 13th inst. issue his proclamation redistricting said Territory according to an act of Congress approved March 2nd. 1867, and subsequently made certain modifications concerning the districting and apportioning the representation thereof; Now, therefore, I, Green Clay Smith, Governor of the Territory of Montana, by virtue of the authority vested in me by law, do hereby district and apportion the representation in the several districts in said Territory as follows:

Council Districts.

1st. The counties of Madison and Beaver Head shall constitute the first council district.

2nd. The counties of Deer Lodge and Missoula shall constitute the second district.

3d. The counties of Edgerton and Jefferson shall constitute the third district.

4th. The counties of Gallatin, Big Horn, and Choteau shall constitute the fourth district.

The first district shall be entitled to two members of the Council.

The second district shall be entitled to two members of the Council.

The third district shall be entitled to two members of the Council.

The fourth district shall be entitled to one member of the Council.

Representative Districts.

1st. Madison county shall constitute the first representative district.

2nd. Deer Lodge County shall constitute the second representative district.

3d Beaverhead and Missoula counties shall constitute the third representative district.

4th The county of Jefferson shall constitute the fourth representative district.

5th The counties of Gallatin and Bighorn shall constitute the fifth representative district.

6th Edgerton county shall constitute the sixth representative district.

7th The county of Choteau shall constitute the seventh representative district.

The first representative district shall be entitled to two members in the House of Representatives.

The second representative district shall be entitled to two members in the House of Representatives.

The third representative district shall be entitled to one member in the House of Representatives.

The fourth representative district shall be entitled to one member in the House of Representatives.

The fifth representative district shall be entitled to two members in the House of Representatives.

The sixth representative district shall be entitled to four members in the House of Representatives.

The seventh representative district shall be entitled to one member of the House of Representatives.

In testimony whereof I have hereunto set my hand and signature, and caused the seal of the Territory to be affixed, this 25th day of June, A.D. 1867.

Seal.

Green Clay Smith
Governor of the Territory of Montana

And in pursuance of said law and proclamation, and by virtue thereof, an election was held in each of said districts, and the following named persons returned as having been duly elected as "members of the Council, and House of Representatives":

Council.

1st. dist. Alexander Davis, Thomas Watson.

2nd. dist. Charles S. Bagg, Jasper Rand.

3d dist. W. E. Cullen, John W. Conner.

4th dist. Sample Orr.

House of Representatives.

1st " Sam. Word. F. C. W. Patton.

2nd " W. H. Edwards, N. C. Boswell.

3d " John A. Simmes.

4th " Judge W. Stewart.

5th " J. R. Weston. James Gallaher.

6th " J. W. Rhodes. J. M. Anderson. H. R. Comly. W. Tennant.

7th " Henery A. Kennerly.

In testimony whereof I have hereunto set my hand, and caused to be affixed the seal of the Territory, done at Virginia City, this 14th day of October, A. D. 1867. and of the Independence of the United States of America, the ninety-second.

Seal.

Green Clay Smith,
Governor of the Territory of Montana.
James Fuller, Secretary.

Executive office
Virginia City, M. T.
Oct. 29th 1867.

Whereas, Thomas Kane of Virginia City, M. T. was convicted the 26th day of Oct. A. D. 1867 before Judge T. Muffly, Police Justice of said City, of an assault and battery on the person of one (Spanish Joe,) and a fine was imposed upon the said Thos. Kane, by the said T. Muffly, Police Justice as aforesaid, and whereas many good citizens of said City personally known to me, have petitioned and recomended the pardon of said Kane, and the remitting of said fine: Now therefore I, Green Clay Smith, Governor of the Territory of Montana, by virtue of authority vested in me as Governor, do pardon the said Thos. Kane, and remit the said fine.

In testimony whereof I have hereunto set my hand, and caused to be affixed the seal of the Territory this 29th day of October A. D. 1867.

Seal.

Green Clay Smith

By the Gov.

James Fuller
Sec'y. of M. T.

Executive Office
Territory of Montana
Virginia City, Oct. 31st 1867.

Whereas, William Payne, on the twenty fourth day of September A. D. 1867 in the District Court of Montana Territory, County of Madison, before Chief Justice Hosmer, pleaded guilty to the charge of larceny of one gold Buckle the property of Kate Arnold, and on the same day the said William Payne was sentenced by the said Judge Hosmer to be imprisoned in the Territorial Prison of said Territory for the term of one year, and that he pay the costs of prosecution, and whereas many good citizens, to me personally known, have petitioned and recommended that the said William Payne be pardoned and said costs remitted, now therefore I, Green Clay Smith Governor of said Territory by virtue of authority vested in me by law, do pardon the said William Payne, and remit the said costs.

In testimony whereof I have hereunto set my hand and caused the seal of said Territory to be hereunto affixed. Done at Virginia City this thirty first day of October, A. D. 1867, and of the Independence of the United States the ninety second

Seal.

Green Clay Smith

By the Governor

James Duffy
Secretary,

Proclamation.

Whereas, the President of the United States has by his proclamation set apart the 28th day of this month to be observed by the people of the several states and Territories as one of thanksgiving and prayer to Almighty God for His kindness and protection to us as a nation, And whereas, the people of Montana have been very greatly blessed in health and an abundance of the necessaries of life, and peace, and happiness pervade our whole Territory,
Now, therefore, I, Green Clay Smith, Governor of the Territory of Montana do most earnestly request the people of this Territory to faithfully observe that day as some slight evidence of gratitude to the Creator of all good, and ask for a continuance of His blessings towards us as a people.

In testimony whereof I have hereunto set my hand and caused the seal of the Territory to be affixed. Done at

Seal.

Virginia City, this 18th day of November A. D. 1867 and of the Independence of the United States the ninety

Green Clay Smith
Governor.

James Tufts
Secretary,

Montana Territory
Executive office, Virginia City
Dec. 7th 1867

Whereas, John Thomason on the twenty ninth day of November A. D. 1867, in the District Court of Montana Territory, County of Madison, before Chief Justice Hosmer was sentenced to the said Court to pay a fine of one hundred dollars, and the costs of prosecution, and be confined in the County Jail of Madison County, until the same was paid.

And whereas many good citizens to me personally known have recommended and petitioned that the said John Thomason be pardoned, and said fine and costs be remitted.

Now, therefore, I, Green Clay Smith, Governor of said Territory, by virtue of authority vested in me by law, do pardon said John Thomason upon payment of the costs in said case, and $20.00 of the fine.

In testimony whereof I have hereunto set my hand and caused the seal of the Territory to be hereunto affixed,

Seal.

Done at Virginia City the day and the year last above written, and of the Independence of the United States of America, the ninety second.

Green Clay Smith.

By the Governor
James Tufts, Secretary.

Executive Office.
Virginia City, M. T.
Dec. 12th 1867.

Whereas, Margaret Smith was at the February term of the 1st Judicial District Court in and for the County of Madison, convicted of a crime, and sentenced to ten years imprisonment in the Territorial Prison of Montana Territory, and

Whereas, many good citizens of said Territory to me personally known, have recommended and petitioned that the said Margaret Smith be pardoned and discharged from said imprisonment, and released from all liabilities and penalties of said conviction and sentence;

Now, therefore, I, Green Clay Smith, Governor of said Territory, by virtue of power vested in me, do pardon the said Margaret Smith.

In testamony whereof, I have hereunto set my hand, and caused the seal of the Territory to be affixed this twelfth day of December, A.D. 1867.

Seal.

Green Clay Smith.

By the Governor.
James Tufts, Secretary.

Proclamation.

Whereas, By an act of Congress approved March 2nd 1867, the laws of the second and third sessions of the Legislature of Montana Territory were declared null and void, and

Whereas, The regular session of the Legislature is limited by the organic act to forty days, and it appearing that time sufficient is not allowed to complete the necessary business, or enact certain laws absolutely needed.

Now, therefore, I Green Clay Smith, Governor of the Territory of Montana, by authority vested in me by law, do call an extraordinary session of the Legislature of Montana, to begin its session at twelve o'clock M. on Saturday the 14th day of December 1867. and continue in session not to exceed ten days.

In testamony whereof, I have hereunto set my hand, and caused the seal of the Territory to be affixed,

Seal.

Done at Virginia City, this the 13th day of December A.D. 1867, and of the Independence of the United States of America the ninety second.

Green Clay Smith.

By the Governor.
James Tufts Secretary.

Executive office.
Virginia City. M. T.
Dec. 23d 1867.

Whereas, B. F. McDonald has this day been convicted before T. Muffly Justice of the Peace, of drawing a pistol in a rude and angry manner in the presence of two or more persons, and not in necessary self defence, and fined fifty dollars, and

Whereas the case presented many extenuating circumstances, and many good citizens to me personally known, have recommended that the said fine be remitted,

Now, know ye, that I, Green Clay Smith, Governor of the Territory of Montana, by virtue of authority vested in me, do remit the said fine,

In testimony whereof I have hereunto set my hand, and caused the seal of the Territory to be hereunto affixed,
Seal. Done at Virginia City this twenty third day of December A. D. 1867, and the ninety second year of the Independence of the United States of America.

Green Clay Smith.

By the Governor,

James Tufts, Secretary.

Montana Territory
Executive Office Virginia City
February 24th 1868

Whereas many good citizens to me personally known, have recommended and petitioned, that John Lamont under sentence for taking Money, be pardoned.

Now therefore, I Green Clay Smith, Governor of said Territory by virtue of Authority vested in me by law, do pardon said John Lamont, and restore to him, the rights of Citizenship.

In testimony whereof I have hereunto set my hand, and caused the seal of the Territory to be hereunto affixed.

Seal.

Done at Virginia City the day and the year last above written and of the Independence of the United States of America, the Ninety second.

Green Clay Smith

By the Governor
Sidney Dyer
Secretary.

Executive office.
Virginia City, M. T.
Feb. 25th 1868.

To His
Excellency Governor
Harvey Burkee
Utah Territory.

By affidavit of J. G. Everts herewith presented, it appears that Wm B. Hawthorn is a fugitive from justice from this Territory, your Excellency is therefore requested to deliver the same Wm B. Hawthorn to Frank Davis, who is hereby deputed and authorized to take in custody the said Wm B. Hawthorn for the purpose of delivering him to the authorized and legal authority for trial in this Territory.

By the Governor
Sidney Dyer Secretary.

Green Clay Smith

Executive office.
Virginia City, N. T.
Feb. 26th 1868.

To His
Excellency
N. G. Haight
Govenor California.

It appearing by affidavit (herewith transmitted) that Martin Furst is a fugitive from justice, from this Territory, and amenable to the laws thereof, and that his present place of abode or refuge is the State of California, I therefore request your Excellency to deliver into the custody of some legally deputed and authorized person the body of the said Martin Furst that he may be delivered to the legally authorized authority of this Territory for trial.

In testimony whereof I have hereunto set my hand and caused the seal of the Territory to be affixed.

Seal. Done at Virginia City this twenty-sixth day of February. A.D. 1868, and of the Independence of the United States of America, the ninety second.

By the Governor.
James Tufts,
Secretary.

Green Clay Smith,

Executive Office
Virginia City, N. T. Mar. 25, 1868.

Whereas, information has been received at this office, that the Act of Congress to regulate trade and intercourse with the Indian tribes, and to preserve peace on the frontiers, approved June thirtieth, eighteen hundred and thirty four, and the amendment thereto, approved February thirteenth 1862, have been violated; and in many cases the parties violating the law, seem to be under the impression that they are not included under its provisions or liable to its penalties by virtue of an exemption supposed to be worked by the place of their residence, this is especially the case with those residing at Fort Benton.

The law as interpreted by the Supreme Court of the United States in the case of U. S. vs Forbes

Holliday, and U.S. Plff. vs. Joseph Hyas. December Term 1865. Nos. 199 and 134, is clearly this:

That parties are liable to the penalty of the law of 1834 and the amendment of 1862.

The following is from the decision.

"The policy of the law is the protection of those Indians who are, by treaty or otherwise, under the protection and pupillage of the government from the debasing influence of the use of spirits; and it is not easy to perceive why that policy should not require their preservation from this, to them, destructive poison, when they are outside of a reservation, as well as within it."

The purpose of the amendment of 1862, is declared to be, "To make parties liable if they sell to Indians under the charge of a superintendent or agent, wherever they might be."

The law is thus declared by the United States Supreme Court, to apply to citizens residing within the jurisdiction of a State where the Indian title to land has been extinguished by treaty, of the Indians with whom the treaty or traffic or exchange be made, are, "under the charge of a superintendent, or agent."

Those trading, trafficing or exchanging with the Indians at Fort Benton, are not only liable to the penalty of the law, under this decision of the Supreme Court, but because "Fort Benton is situated upon land claimed by, and secured to the Blackfeet Nation by treaty concluded with that people and other tribes October 17th, 1865."

And that the said "land is within that part of the United States which the law of June 30th 1834, declared to be Indian country."

The 20th section of the amendment of 1862 to the act of 1834, declares,

"And be it further enacted,

Sec. 20. That if any person shall sell, exchange, give, barter or dispose of any spirituous liquors or wine to any Indian under the charge of any Indian superintendent or Indian agent appointed by the United States, or shall introduce, or attempt to introduce, any spirituous liquor or wine into the Indian country, such person on conviction thereof before the proper district court of the United States, shall be imprisoned for a period not exceeding two years, and shall be fined not over than three hundr-

dollars, Provided, however, that it shall be a sufficient defence to any charge of introducing or attempting to introduce liquor into the Indian country, if it be proved to be done by order of the War Department, or of any officer duly authorized thereto by the War Department.

And if any Superintendent of Indian affairs, Indian agent or sub-agent or commanding officer of a military post, has reason to suspect, or is informed that any white person or Indian is about to introduce any spirituous liquor or wine into the Indian country, in violation of the provisions of this section, it shall be lawful for such superintendent, agent, sub-agent or commanding officer, to cause the boats, stores, packages, wagons, sleds and places of deposit of such persons to be searched, and if any such liquor is found therein, the same, together with the boats, teams, wagons and sleds used in conveying the same, and also the goods, packages and peltries of such person, shall be seized and delivered to the proper officer, and shall be proceeded against by libel in the proper Court, and forfeited — one half to the informer, and the other half to the use of the United States, and if such person be a trader, his license shall be revoked and his bond put in suit.

And it shall moreover be lawful for any person in the service of the United States, or any Indian, to take and destroy any ardent spirits or wine found in the Indian country except such as may be introduced therein by the War Department, and in all cases arising under this act, Indians shall be competent witnesses."

Approved February 13th 1862.

Now, therefore, I, Green Clay Smith, Governor of Montana and ex officio Superintendent of Indian Affairs, in accordance with instructions received from the Indian Department, do direct and command the U. S. Marshal and Deputies, and acting U.S. District Attorneys, and call upon all officers and citizens of Montana to take "immediate and energetic measures to suppress the liquor traffic with the Indians, in this Superintendence, and especially at and about Fort Benton."

No license, whether granted by Revenue officers or others, can justify such traffic, and will not be recognized or respected as a protection to offenders.

[illegible]

my hand and caused the seal of the Territory to be affixed. Done at Virginia City, M. T. this 25th day of March, A.D. 1868, and of the Independence of the United States of America, the ninety second.

Seal.

Green Clay Smith
Governor and Ex Officio Superintendent of Indian Affairs.

James Tufts, Secretary.

Territory of Montana
Executive Office

Whereas it has been represented to me by divers good citizens of the County of Lewis & Clark that one J.R. Logan, convicted of the crime of manufacturing bogus gold dust, and sentenced to confinement in the County Jail of said County for the term of one year, and it appearing from the representations of the officers of the Court in which he was convicted that he should be released

Now, therefore, I, Green Clay Smith, Governor of the Territory of Montana, by the authority vested in me by law, do grant unto the said J.R. Logan, a full and free pardon, and hereby direct that he be released from Jail.

In testimony whereof I have hereunto set my hand and caused the seal of the Territory to be affixed. Done at Virginia City, M.T. this 6th day of May, A.D. 1868, and of the Independence of the United States of America the ninety second.

Seal.

By the Governor,
James Tufts
Secretary.

Green Clay Smith

Executive Office
Virginia City, N. T.

Whereas: It has been represented to me by divers good citizens of the County of Lewis & Clark, that one James Robinson, convicted of murder in the second degree, and sentenced to confinement in the county Jail of said County, for ten years, without labor, and that the health and condition of the said Robinson, and the circumstances under which the said offence occured entitles him to executive clemency.

Now, therefore, I, Green Clay Smith, Governor of the Territory of Montana, by the authority vested in me by law, do grant unto the said James Robinson a full and free pardon, and hereby direct that he be released from Jail.

In testimony whereof I have hereunto set my hand and caused the seal of the Territory to be affixed. Done at Va. City, Seal. M. T. this the sixth day of May, A.D. 1868, and of the Independence of the United States of America, the ninety second.

By the Gov. Green Clay Smith
James Fisk
Secretary.

Executive Office. M. T.
Virginia City, 16th May, 1868.

Whereas, It has been represented to me by divers good citizens of the City of Virginia, that one John Shoutz is confined in the county jail for certain crimes, and that executive clemency should be extended,

Now, therefore, I, Green Clay Smith, Governor of the Territory of Montana, do grant unto the said John Shoutz, a full and free pardon for all offences committed against the said Territory for which he has been convicted and confined, and direct his release.

In testimony whereof I have hereunto set my hand and caused the seal of the Territory to be affixed. Done at Virginia City, the day and date above mentioned, and of the Independence of the United States of America, the ninety second.

By the Governor. Green Clay Smith.

Executive Office,
Virginia City, M. T.

Whereas, it has been represented to me by divers good citizens of the county of Lewis & Clark, that one Adam Miller, convicted of an assault with intent to commit rape, and sentenced to confinement in the county jail of said county for three years without labor, and the circumstances under which the said offense is charged to have occured entitles him to Executive clemency,

Now, therefore, I, Green Clay Smith, Governor of the Territory of Montana, by the authority vested in me by law, do grant unto the said Adam Miller, a full and free pardon, and hereby direct that he be released from jail.

In testimony whereof, I have hereunto set my hand and caused the seal of the Territory to be affixed.

Seal. Done at Virginia City, M. T. June 3rd, A. D. 1868, and of the Independence of the United States of America the Ninety Second.

Green Clay Smith.

By the Governor
James Tufts
Secretary.

Helena M. T.
June 10th 1868

Hon. James Tufts
Secty. M. T.

Dear Sir

I hereby inform you that it is my purpose to leave the Territory for a month or two on business and therefore transfer the business of the Office of Governor upon you.

I trust you may find it agreeable; and that nothing may transpire to interfere with a pleasant and happy administration.

Yours truly &c
Green Clay Smith
Gov. M. T.

A true Copy
F. C. Deimling
Va City June 13. /68

Whereas, By a law of the Territory, approved February 1865, as modified by subsequent acts, approved respectively Nov. 16th and Dec. 12th, 1867, all that portion of the Territory of Montana situated east of the 32nd meridian west from Washington, is embraced in a county known as Big Horn county;

And whereas, it has been represented to me by settlers within said Big Horn county, and citizens residents of adjoining counties, that the public good and the interests of the people dwelling in said county would be materially enhanced by the immediate organization of said county;

Now therefore, to the end that the said county of Big Horn may be legally organized, and properly clothed with the functions and authority pertaining to other counties in the Territory, I, Green Clay Smith, governor of Montana, by virtue of authority vested in me, do hereby nominate and appoint the following named persons as officers in and for the said county of Big Horn.

T. P. Ames — Probate Judge.
A. J. Hunter — Clerk and Recorder.
James S. — Sheriff.
J. K. Rose — Assessor.
A. G. Granger — Treasurer.
R. F. Andrews, J. B. Whitain & F. D. Johnson — County Commissioners.

And for the purpose of facilitating and perfecting said organization, I would respectfully request the above named officers to meet at the town of Miscleshell on the 15th day of June 1868, and there and then qualify according to law, and enter upon the discharge of their official duties; and until a majority of the legal voters of said county shall have voted upon, and fixed the county seat either at a special election legally called by the County Commissioners, or at the next general election in the Territory, the county seat of said county of Big Horn shall be located at the town of Miscleshell.

In testimony whereof I hereto place my hand, and caused the seal of the Territory to be affixed. Done at Virginia City, Montana Territory this 29 day of May in the year of our Lord one thousand, eight hundred and sixty eight, and of the Independence of the United States the ninety second.

Seal.

Green Clay Smith.

By the Governor
A. C. M. Pemberton Secretary

Whereas, it has been represented to me by divers good citizens of the county of Lewis & Clark, Territory of Montana, that one Sow Junk a Chinaman of said county, was sentenced to ten years imprisonment in the jail of the said county, and to hard labor, for the killing of one Joun Kee also a Chinaman in the city of Helena on the 28th day of Febt. A.D. 1868, and that the said Sow Junk is worthy of executive clemency,

Now, therefore, I, Green Clay Smith, Governor of the Territory of Montana by authority vested in me by law, do grant unto the said Sow Junk a full and free pardon for the offense of killing the said Joun Kee, and direct his release from confinement.

In testimony whereof, I have hereunto set my hand and caused the seal of the Territory to be affixed.

Seal. Done at Virginia City, this the tenth day of June, A.D. 1868, and of the Independence of the United States of America, the ninety second.

Green Clay Smith.

By the Governor
James Tufts, Secretary.

Executive Office
Virginia City, M.T.
Sept 4th 1868

Whereas, it appearing by the record of the District Court of Montana in and for Gallatin Co, that Joseph Bondfon was convicted of the offence of arson, and sentenced on a verdict on a trial and imprisonment and fined fifty Dollars; And whereas divers Good Citizens of this Territory have personally known, have petitioned that he may be fined and Costs be remitted, Now therefore be it known that by virtue of the power vested in me by Law I do remit the said fine of fifty Dollars and Costs—

In testimony whereof I have hereunto subscribed my name and caused the Seal of the Territory to be hereunto attached done this fourth day of Sept, 1868, and of the Independence of the United States the ninety third

Seal
Territory
of Mon

James Tufts—
Acting Governor
Montana

"Proclomation."

Executive Office
Virginia City, M.T.
Sept 25th 1868.

Whereas by Articles of Treaty made and concluded by and between the United States of America and the "Gros Ventre" tribe of Indians on the 13th day of July A.D. 1868, And by and between the United States of America and the Blackfoot tribe of Indians, on the first day of September A.D. 1868. By the said treaties the United States doth set apart and reserve to the said "Gros Ventre" and "Blackfoot" Nations, and guarantee to them the peaceful occupancy, possession and enjoyment of the following tract or portion of country, to wit; "Commencing at a point where the parallel of forty eight degrees of north latitude intersects the dividing ridge of the main chain of the Rocky Mountains; thence in an easterly direction to the nearest source of the Teton river; thence down said river to its junction with the Marias river; thence down the Marias river to its junction with the Missouri river, thence down the Missouri river to the mouth of the Milk river; thence due north to the forty ninth degree north latitude, (49°) thence west along said parallel to the main range of the Rocky Mountains; thence southwardly along said range to the place of beginning; And it is further provided in Article V of said treaties that "no white person not employed in the employment of the United States or duly licensed to trade with the "Gros Ventre" or "Blackfoot Nations of Indians, shall be permitted to reside in or remain at either point of said tract or portion of said country as described," And it is provided by Act of Congress of the United States, "that any person who shall sell, exchange, give, dispose of or dispose of any firearms, ball or powder or lead or other missile under the charge of any Indian Superintendent or Indian Agent appointed by the United States, or shall introduce or attempt to introduce into any Indian country, such firearms

on conviction thereof before the Proper District Court of the United States shall be imprisoned for a period not exceeding two years and shall be fined not more than Three hundred dollars" —

And whereas information has been received at this office, that numerous persons under the pretence of "Poisoning Wolves" have entered the reservation of the "Boos Ventre" and "Blackfoot" Nations as aforesaid, and in violation of the Provisions of the treaties aforesaid, and the Acts of Congress have resided upon said reservation and sold, given, bartered or disposed of liquor to the Indians. Now therefore, by virtue of Authority vested in me as Acting Governor of the Territory of Montana, I make known the boundaries of said reservations and forbid under the most severe Penalties of the Law, all and every person or persons from entering into or upon the said reservation (except to pass through the same) and warn all persons against the further violation of law in selling giving, bartering or disposing of liquor or rum to Indians. And I call upon all Citizens, and especially Officers both Civil and Military to assist in the enforcement of the Provisions of said treaties and the Law.

Given under my hand, and the Seal of the Territory, this twenty fifth day of September A.D. 1868, and of the Independence of the United States the ninety third.

Seal.

James Tufts

Secretary & Acting Governor

James Tufts
Private Seal

Executive Office
Virginia City M. T.
October 13th 1868.

To his Excellency
Geo L. Woods
Governor of Oregon.

Sir.

It appearing by the record of the District Courts for the Second Judicial District of Montana Territory (a copy of which is hereunto annexed) that John Sullivan Owen Mullen and Thomas Baggs were duly convicted and found guilty of Murder in the first degree and sentenced by the Judge of said Court to be hung, and it further appearing by the Affidavit of Sheriff Mc Govern who had custody of said Prisoners at the time of their escape (the Affidavit is hereunto annexed) that they are now fugitives from justice, and it further appearing that their present place of abode or refuge is the State of Oregon, I therefore request your Excellency to deliver into the custody of John A. Bank the bodies of the said John Sullivan Owen Mullen and Thomas Baggs or either of them that they may be delivered to the legally constituted authority of this Territory.

In testimony whereof I have hereunto set my hand and caused the Seal of the Territory to be affixed, Done at Virginia City this Thirteenth day of October A. D. 1868, and of the Independence of the United States of America the ninety third,

Seal

James Fisk
Acting Governor
Montana Territory

By the Governor
Thomas P. Wade
Private Secretary.

Executive Office
Virginia City N.T.
November 2d 1868.

To His Excellency
Chas Durkee
Gov Utah

Whereas it appearing by the affidavit of Wm Barton that Charles Williams and Joseph Powell have been charged before A J Edwards a justice of the Peace in and for the County of Lewis & Clark, in the Territory of Montana with the crime of grand larceny, and that upon said affidavit the said Justice of the Peace issued his warrant to the Sheriff or any Constable of said County for the arrest of said Williams and Powell, and it appears by the return of said Sheriff that the said Williams and Powell are not within said County; and it further appearing to me by good and sufficient evidence that the said Williams and Powell have been fugitives from justice from this Territory, and that they are now in the custody of the Law, within the limits of the Territory of Utah: Now therefore, I, James Tufts Secretary of the Territory of Montana and Acting Governor, request your Excellency to deliver the persons of said Williams and Powell into the custody of William Barton that they may be returned to the legal authority of Lewis and Clark County for trial according to law

In testimony whereof I have hereunto set my hand and caused the seal of the Territory to be affixed,

Seal

Given at Virginia City Montana Territory this 2nd day of November A.D. 1868.

James Tufts
Acting Governor

Executive Office
Virginia City Dec 12th 1865

Whereas, Thomas Bailey on the first day of December A. D. 1865, in the District Court of the 2nd Judicial of the Territory of Montana, in and for the County of Deer Lodge upon the Regular Criminal Docket thereof of the January Term of said Territory, was sentenced by the said Court to pay a fine of five hundred dollars, and cost of prosecution,

And whereas many good Citizens to me personally known, have recommended and petitioned, that said fine be reduced to one hundred dollars and costs of prosecution,

Now Therefore, I, James Fisk, Acting Governor of said Territory, by virtue of authority vested in me by law, do hereby remit and discharge four hundred dollars of the said fine, and release said Thomas Bailey upon payment of one hundred dollars and cost of prosecution.

In testimony thereof, I have hereunto set my hand and caused the seal of the Territory to be hereunto affixed, done at Virginia City, the day and year first above written, and of the Independence of the United States the ninety-third.

James Fisk
Acting Governor.

By the Governor:
Orlando C. Comick
Private Secretary.

Executive Office, Montana Territory.
Virginia City. March 17. 1869.

Whereas at the April Term of the District Court of the Second Judicial District, held in and for the Territory of Montana, at the City and County of Deer Lodge, James Ryan, a citizen of said County, was convicted of the Crime of Manslaughter, and sentenced by said Court, to imprisonment in the Territorial Prison, for the term of ten years.

And Whereas, a large number of the citizens of said County, have petitioned for the pardon of said Ryan, setting forth in said Petition, "that at the time of the trial, the impression was made upon the public mind, that there was no criminal intent in the mind of Mr. Ryan, on the occasion of the accidental discharge of a weapon, whereby death Ensued, causing the death of his best friend, whom he loved, and for which accident he mourns in anguish and sorrow. The said Petition further represents, "that Mr. Ryan, previous to the fatal accident, filled an honorable position as an intelligent and social member of society, and since his sentence has been at large in our midst, attentive to his avocations, with most gentlemanly and upright bearing, having hourly opportunities to escape, but would not, feeling a constant hope, with an abiding faith, that his fellow citizens would vindicate him before the world, against the unjust crime of malicious intent, of which he feels innocent, but which the Law has alleged, and circumstances have adjudged him."

From all of which, as well as from the respectability of the numerous signers to said Petition, it appears that Executive clemency may be Extended to the said Ryan, without detriment to the Community.

Now, Therefore, I James Duffs, Acting Governor of the said Territory of Montana, by the authority vested in me, do hereby Pardon the said James Ryan, and order his immediate release from the Prison of said County of Deer Lodge.

In Testimony whereof, I have hereunto set my hand, and caused the Seal of the Territory to be hereto affixed. Done at Virginia City this 17th day of March A. D. 1869.

Seal

James Duffs.
Acting Governor
Montana Territory.

By the Governor
Nat Hosmer
Private Secretary.

Executive Office, Montana.
Virginia City. April 6. 1869.

W. N. Rogers Esq.
Territorial Auditor

I hereby certify that the Arsenal, authorized to be constructed, under direction of the Governor, in the city of Helena, by joint Resolution of the Legislative Assembly, approved January 15th 1869. is now complete, agreeable to law and contract, and that the builder, James M. Sweeney is entitled to Two Thousand Dollars, in payment therefor

James Tufts.
Acting Governor
Montana Territory